**BLD-008** 

# UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 14-1877

#### UNITED STATES OF AMERICA

v.

#### FREDERICK H. BANKS,

Appellant

\_\_\_\_\_

On Appeal from the United States District Court for the Western District of Pennsylvania (D.C. Crim. No. 2-03-cr-00245-001) District Judge: Honorable Nora B. Fisher

\_\_\_\_\_

Submitted for Possible Summary Action Pursuant to Third Circuit LAR 27.4 and I.O.P. 10.6 and for a Decision on the Issuance of a Certificate of Appealability October 9, 2014

Before: AMBRO, JORDAN and KRAUSE, Circuit Judges

### **JUDGMENT**

This cause came to be considered on the record from the United States District Court for the Western District of Pennsylvania and was submitted for possible summary action pursuant to Third Circuit LAR 27.4 and I.O.P. 10.6 and a decision on the issuance of a certificate of appealability on October 9, 2014. On consideration whereof, it is now hereby

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ORDERED and ADJUDGED by this Court that the judgment of the District Court entered March 25, 2014, be and the same hereby is affirmed. All of the above in accordance with the opinion of this Court.

ATTEST:

<u>s/Marcia M. Waldron</u> Clerk

DATED: October 15, 2014

Teste: Marcia M. Waldron

Clerk, U.S. Court of Appeals for the Third Circuit